

ASSEMBLY BILL

No. 193

Introduced by Assembly Member Knight

January 27, 2011

An act to add Section 12287.5 to the Elections Code, relating to elections.

LEGISLATIVE COUNSEL'S DIGEST

AB 193, as introduced, Knight. Polling place designation.

Existing law provides requirements for local elections officials to designate public and private properties and facilities for use as polling places.

This bill would prohibit a polling place from being designated at a property or facility where a registered sex offender resides, and would require elections officials to consult the sex offenders' database maintained by the Department of Justice prior to designating a polling place.

Because this bill would impose additional duties on local elections officials, it would impose a state-mandated local program.

The California Constitution requires the state to reimburse local agencies and school districts for certain costs mandated by the state. Statutory provisions establish procedures for making that reimbursement.

This bill would provide that, if the Commission on State Mandates determines that the bill contains costs mandated by the state, reimbursement for those costs shall be made pursuant to these statutory provisions.

Vote: majority. Appropriation: no. Fiscal committee: yes.
State-mandated local program: yes.

The people of the State of California do enact as follows:

1 SECTION 1. Section 12287.5 is added to the Elections Code,
2 to read:
3 12287.5. A property or facility shall not be designated as a
4 polling place if it is the residence of a person who is required to
5 register pursuant to the Sex Offender Registration Act. Elections
6 officials shall, at a minimum, consult the database for registered
7 sex offenders maintained by the Department of Justice prior to
8 designating a location as a polling place.
9 SEC. 2. If the Commission on State Mandates determines that
10 this act contains costs mandated by the state, reimbursement to
11 local agencies and school districts for those costs shall be made
12 pursuant to Part 7 (commencing with Section 17500) of Division
13 4 of Title 2 of the Government Code.